

ILLINOIS POLLUTION CONTROL BOARD  
January 10, 1980

CENTRAL ILLINOIS PUBLIC SERVICE COMPANY, )  
(Meredosia Power Station), )  
 )  
Petitioner, )  
 )  
v. ) PCB 79-248  
 )  
ENVIRONMENTAL PROTECTION AGENCY, )  
 )  
Respondent. )

ORDER OF THE BOARD (by Dr. Satchell):

On November 26 and December 20, 1979 Central Illinois Public Service Company (CIPS) filed motions to stay conditions of NPDES permits for its Meredosia power station. Condition 003A of Attachment B3A, involving boiler chemical cleaning wastes, is stayed for the reasons given in the Board's Order of this date in PCB 79-246 and 247. The other conditions for which stay is requested involve total suspended solids (TSS) in cooling water discharges. CIPS contends that the permit conditions would require it to reduce TSS to below background levels and that it falls under the proviso of Rule 401(b) of Chapter 3: Water Pollution. This is a renewed permit and the condition is apparently new although a similar permit condition relating to ash ponds was rejected by the Board in a previous permit appeal involving this facility (PCB 74-149, 15 PCB 437, February 14, 1975). The Environmental Protection Agency (Agency) filed responses to the motions on December 12 and 24, 1979. The Agency does not contend that these TSS conditions are mandated by new regulations. Apparently the Agency is exercising discretion with respect to the interpretation of the background concentration. Since these are new discretionary conditions they will be stayed. The motion is granted.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 10<sup>th</sup> day of January, 1980 by a vote of 4-0.

  
Christan L. Moffett  
Christan L. Moffett, Clerk  
Illinois Pollution Control Board